

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-1145**September Term, 2016****EPA-82FR25730****Filed On: June 16, 2017** [1679975]

Clean Air Council, et al.,

Petitioners

v.

E. Scott Pruitt, Administrator,
Environmental Protection Agency and
Environmental Protection Agency,

Respondents

American Petroleum Institute, et al.,
Intervenors

ORDER

Upon consideration of the motions for leave to intervene and the lodged response to the motion for stay filed by:

Kansas Independent Oil and Gas Association, Ohio Oil and Gas Association, Oklahoma Independent Petroleum Association, Independent Petroleum Association of America, West Virginia Oil and Natural Gas Association, Kentucky Oil and Gas Association, National Stripper Well Association, Michigan Oil and Gas Association, American Exploration & Production Council, Domestic Energy Producers Alliance, Independent Oil and Gas Association of West Virginia, Inc., Pennsylvania Independent Oil & Gas Association, Illinois Oil and Gas Association, Indiana Oil and Gas Association, International Association of Drilling Contractors, Eastern Kansas Oil & Gas Association, North Dakota Petroleum Council, Texas Alliance of Energy Producers, Texas Independent Products & Royalty Owners Association, Western Energy Alliance, Interstate Natural Gas Association of America, State of Alabama, State of Ohio, State of Louisiana, Commonwealth of Kentucky, State of Oklahoma, State of Montana, State of West Virginia, State of Kansas, State of Wisconsin, State of South Carolina, Attorney General Bill Schuette for the People of Michigan, Commonwealth Kentucky Energy and Environment Cabinet, Kansas Independent Oil and Gas Association, Ohio Oil and Gas Association, Interstate Natural Gas Association of America, Oklahoma Independent Petroleum Association, American Petroleum Institute, Independent Petroleum Association of America, West Virginia Oil and Natural Gas Association, Kentucky Oil

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and Gas Association, National Stripper Well Association, Michigan Oil and Gas Association, Texas Oil and Gas Association, American Exploration & Production Council, Domestic Energy Producers Alliance, Independent Oil and Gas Association of West Virginia, Inc., Pennsylvania Independent Oil & Gas Association, Illinois Oil and Gas Association, Indiana Oil and Gas Association, International Association of Drilling Contractors, Eastern Kansas Oil & Gas Association, North Dakota Petroleum Council, Texas Alliance of Energy Producers, GPA Midstream Association, Texas Independent Products & Royalty Owners Association, American Petroleum Institute, GPA Midstream Association and Texas Oil and Gas Association,

it is **ORDERED** that the motions for intervene be granted. The Clerk is directed to file the lodged response.

Circuit Rules 28(d) and 32(e)(2) govern the filing of briefs by intervenors. A schedule for the filing of briefs will be established by future order. That order will automatically provide briefing only for intervenors on the side of respondents. Any intervenor(s) intending to participate in support of petitioners must so notify the court, in writing, within 14 days of the date of this order. Such notification must include a statement of the issues to be raised by the intervenor(s). This notification will allow tailoring of the briefing schedule to provide time for a brief as intervenor on the side of petitioners. Failure to submit notification could result in an intervenor being denied leave to file a brief.

Intervenors supporting the same party are reminded that they **must** file a joint brief or certify to the court why a separate brief is necessary. Intervenors' attention is particularly directed to D.C. Circuit Handbook of Practice and Internal Procedures 38 (2017), which describes "unacceptable" grounds for filing separate briefs. Failure to comply with this order may result in the imposition of sanctions. See D.C. Cir. Rule 39.

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Lynda M. Flippin
Deputy Clerk